

AN ORDINANCE approving CONTRACT FOR DISPOSAL OF FILTRATION LIME between STEVE BOCKEY and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the CONTRACT FOR DISPOSAL OF FILTRATION LIME by and between STEVE BOCKEY and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, for:

the disposal of spent filtration lime from the sludge drying lagoons, located at 5510 Lake Avenue, Fort Wayne;

the contract price is \$4.95/ton City to load for optional Bid I (60,000 tons for 2 years) and for Alternate Bid #2B (additional 20,000 tons), all as more particularly set forth in said Contract, which is on file in the Office of the Board of Public Works and, is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved. Two (2) copies of said Resolution are on file with the Office of the City Clerk and made available for public inspection, according to law.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Sam J. Talarico
Council Member

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

BID

CONTRACTOR	BASE LOAD (30,000 TONS FILTRATION LIME \$ / TON)	BASE CITY	ALT. #1A (ADD. 5,000 TONS \$ / TON)	ALT. #1B (ADD. 5,000 TONS \$ / TON)	ALT. #2A (ADD. 10,000 \$ / TON)	ALT. #2B (ADD. 10,000 \$ / TON)
T-G INC.	\$7.56	\$6.77	\$7.36	\$6.57	\$7.26	\$6.47
PROLIME CORP	8.22		8.22		8.22	
BOCKEY'S A-G LIME	6.45	4.95			6.45	4.95
GREAT LAKES ENVIROLAND INC.	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid

OPTIONAL BID #1

CONTRACTOR	BASE LOAD (60,000 TONS FILTRATION \$ / TON)	BASE CITY	ALT. #1A (ADD. 10,000 TONS \$ / TON)	ALT. #1B (ADD. 10,000 TONS \$ / TON)	ALT. #2A (ADD. 20,000 \$ / TONS)	ALT. #2B (ADD. 20,000 \$ / TONS)
T-G INC.	\$7.75	\$6.94	\$7.55	\$6.47	\$7.44	\$6.63
PROLIME COPR	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid
BOCKEY'S A-G LIME	6.45	4.95			6.45	4.95
GREAT LAKES ENVIROLAND INC.	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid

OPTIONAL BID # 2

CONTRACTOR	BASE LOAD (90,000 TONS FILTRATION LIME \$ / TON)	BASE CITY	ALT. #1A (ADD. 15,000 TONS \$ / TON)	ALT. #1B (ADD. 15,000 TONS \$ / TON)	ALT. #2A (ADD. 30,000 \$ / TON)	ALT. #2B (ADD. 30,000 \$ / TON)
T-G INC.	\$7.95	\$7.11	\$7.74	\$6.91	\$7.63	\$6.80
PROLIME	NO BID	NO BID	NO BID	NO BID	NO BID	NO BID
BOCKEY'S	6.45	4.95			6.45	4.95
GREAT LAKES ENVIROLAND INC.	NO BID	NO BID	NO BID	NO BID	NO BID	NO BID

THIS CONTRACT made by and between the City of Fort Wayne, by and through its Board of Public Works and Safety (hereinafter referred to as "City"), and Steve Bockey, (hereinafter referred to as "Contractor").

WHEREAS, the City has advertised for bids on the disposal of spent filtration lime from the sludge drying lagoons, located at 5510 Lake Avenue, Fort Wayne, Indiana; and

WHEREAS, the parties desire to enter into a non-exclusive contract with regard to said lime sludge for the year 1993, and

WHEREAS, the parties have reached certain understandings and agreements with regard to said supply, loading, hauling and spreading, the parties now agree as follows:

1. The bid specifications prepared by City and on file in the office of the Board of Public Works and Safety, Room 920, 9th Floor, City/County Building, One Main Street, Fort Wayne, Indiana, are attached hereto as Exhibit "A" and incorporated in this agreement.

2. The attached Exhibit "A" shall constitute the specific terms of the contract between the parties unless indicated to the contrary herein.

3. Contract Specification G.6.b is amended to read that should Contractor fail to haul and apply 80,000 dry tons of filtration lime as agreed within 731 days of awarding the contract (or by any other date mutually agreed to in writing) the Contractor shall be liable to the City for liquidated damages of \$100.00/day for each and every day after 731 days after award of the contract.

4. All references in the attached Exhibit "A" to "bidder" shall be construed as a reference to Contractor.

5. Upon periodic written request from City, Contractor shall provide City with a written report verifying the rates and uniformity of sludge application.

6. Results of all soil tests conducted by or for Contractor must contain the lime application rate and C.E.C. value.

7. All other terms and conditions of the bid specifications attached hereto shall remain in full force and effect and shall act as terms of the agreement between the parties hereto.

8. This contract shall be governed by the laws of the State of Indiana.

9. This writing contains the entire agreement between the parties, and said agreement shall not be modified except in writing signed by all parties hereto.

Dated this 2ND day of SEPTEMBER, 1992.

CONTRACTOR
STEVE BOCKEY

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS AND SAFETY

Steve Bockey

[Signature]
Member

[Signature]
Member

Member

Read the first time in full and on motion by Talarico, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19_____, at _____ o'clock _____ M., E.S.T.

DATED: 9-8-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Talarico, seconded by _____, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG				<u>✓</u>
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 9-22-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. S-165-92 on the 22nd day of September, 1992

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Thomas P. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of September, 1992, at the hour of 11:00 o'clock PM, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 24th day of September, 1992, at the hour of 8:45 o'clock PM, M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

Admn. Appr.

TITLE OF ORDINANCE: Contract for Disposal of Filtration Lime

DEPARTMENT REQUESTING ORDINANCE: Board of Public Works

SYNOPSIS OF ORDINANCE: This contract is for the disposal of spent filtration lime from the sludge drying lagoons, located at 5510 Lake Avenue, Fort Wayne. Steve Bockey is the contractor.

EFFECT OF PASSAGE: Disposal of filtration lime.

EFFECT OF NON PASSAGE:

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) \$4.95/ton City to load for optional Bid I (60,000 tons for 2 years) and for Alternate Bid #2B (additional 20,000 tons)

ASSIGNED TO COMMITTEE:

J-92-09-12

BILL NO. S-92-09-12

REPORT OF THE COMMITTEE ON
CITY UTILITIES

DAVID C. LONG, CHAIR
SAMUEL J. TALRAICO, VICE CHAIR
LUNSEY, BRADBURY

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving CONTRACT FOR
DISPOSAL OF FILTRATION LIME between STEVE BOCKEY and the City
of Fort Wayne, Indiana, in connection with the Board of Public
Works

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

David C. Long

Steve Bockey

Sam J. Talraico

DATED: 9-22-92.

Sandra E. Kennedy
City Clerk